

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: Adopt Rescinding Resolution - Lake Emma Road

DEPARTMENT: County Attorney's Office

DIVISION: Property Acquisition

AUTHORIZED BY: Lola Pfeil

CONTACT: Sharon Sharrer

EXT: 7257

MOTION/RECOMMENDATION:

Adopt a Resolution rescinding previous resolutions relating to the road improvement (major) project for Lake Emma Road, for which acquisition is complete. Before acquiring property, authority is obtained from the Board of County Commissioners by resolutions. All property needed for this project was acquired through donations, purchase agreements or litigation. Adoption of this Resolution is requested in order to clear title for all property not needed by the County for this project listed in the previously adopted resolutions.

District 4 Carlton D. Henley

Robert A. McMillan

BACKGROUND:

see attached

STAFF RECOMMENDATION:

Staff recommends that the Board adopt the Resolution rescinding previous resolutions relating to the road improvement (major) project for Lake Emma Road, for which acquisition is complete.

ATTACHMENTS:

1. Lake Emma Road Rescinding Resolution

Additionally Reviewed By: No additional reviews



COUNTY ATTORNEY'S OFFICE
MEMORANDUM

To: Board of County Commissioners

From: Matthew G. Minter, Deputy County Attorney *Matthew G. Minter*

Concur: Antoine Khoury, P.E./Assistant County Engineer *AK 5-6-09*

Date: May 8, 2009

Subject: Rescinding Resolution
Lake Emma Road

This memorandum requests the Seminole County Board of County Commissioners (BCC) approve and adopt the resolution rescinding the previous resolutions relating to the construction of Lake Emma Road road improvement (major) project from Longwood Hills Road to Sand Pond Road, for which acquisition is complete.

Thank you for your attention to this matter.

MGM/dre

Attachment:

Rescinding Resolution

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RESOLUTION NO.: 2009-R-_____

SEMINOLE COUNTY, FLORIDA

RESOLUTION

**THE FOLLOWING RESOLUTION WAS ADOPTED BY THE
BOARD OF COUNTY COMMISSIONERS OF SEMINOLE
COUNTY, FLORIDA, AT ITS REGULARLY SCHEDULED
MEETING OF _____, 2009.**

WHEREAS, the Board of County Commissioners of Seminole County approved
and adopted Resolutions relating to the Lake Emma Road improvement project; and

WHEREAS, acquisition for this road improvement project has been completed;
and

WHEREAS, the Board of County Commissioners of Seminole County desires to
adopt this rescinding Resolution in order to remove from the public records any cloud on
the title of remainder parcels of the property taken that might result from the Resolutions
specified herein,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY
COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA:**

Section 1. The above recitals are adopted as findings and incorporated into
the text of this Resolution.

Section 2. This Resolution hereby rescinds and repeals the following
Resolutions of Necessity adopted for the Lake Emma Road (major) project:

APPROVAL DATE	RESOLUTION NUMBER	OR BOOK/PAGE
09/08/98	98-R-192	3501/893-899
11/10/98	98-R-245	3543/811-820
04/09/02	2002-R-56	4392/0001-0125

APPROVAL DATE	RESOLUTION NUMBER	OR BOOK/PAGE
08/13/02	2002-R-126	4495/1105-1111
10/22/02	2002-R-158	4588/135-142
03/14/06	2006-R-52	6190/567-577
02/13/07	2007-R-29	6611/158-183

Section 3. This Resolution does not rescind the findings of public purpose and necessity for the property acquired pursuant to the Resolutions of Necessity herein repealed or be deemed to affect the validity of any acquisition made pursuant thereto, whether obtained by donation, purchase, order of take or any other means.

ADOPTED this ____ day of _____, 2009.

ATTEST: BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

NAME OF CLERK
Clerk to the Board of
County Commissioners of
Seminole County, Florida.

By: _____
BOB DALLARI, Chairman

Date: _____

MGM/dre
05/06/09

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